

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Eric Inselberg

Group Art Unit:

2681

Jean A. Gelin

Serial No.:

Filed:

For:

10/661,871

September 12, 2003

METHOD AND APPARATUS FOR INTERACTIVE

Examiner:

AUDIENCE PARTICIPATION AT A LIVE

SPECTATOR EVENT

Docket No.:

0128-1-CON2

Bedminster, NJ 07921 July 15, 2005

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

TERMINAL DISCLAIMER

Petitioner, Eric Inselberg, having a postal address at 26 Avenue at Port Imperial, Apartment 211, West New York, NJ 07093, represents that he is the owner of the entire right, title and interest of application Serial No. 10/661,871, filed September 12, 2003, for "Method And Apparatus For Interactive Audience Participation At A Live Spectator Event."

Petitioner hereby disclaims the terminal part of any patent on the above-identified application which would extend beyond the expiration date of commonly owned US Patent Nos. 6,434,398 and 6,650,903 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the aforesaid US Patent Nos. 6,434,398 and 6,650,903, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory

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period as presently shortened by any terminal disclaimer of the aforesaid US Patent Nos. 6,434,398 and 6,650,903 in the event that either later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a); had all claims canceled by a reexamination certificate; or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is empowered to act on behalf of Eric Inselberg with respect to this submission.

I have reviewed the file history for the above-identified patent application and certify that, to the best of my knowledge and belief, the entire right, title, and interest in the invention of the above-identified patent application is held by Eric Inselberg.

A check made payable to the Commissioner Of Patents in the amount of \$65 is enclosed herewith to cover the fee for filing this Terminal Disclaimer. A triplicate copy of this Terminal Disclaimer is enclosed.

Respectfully submitted,

Eric Inselberg

Ernest D. Buff (His Attorney)

Reg. No. 25,833

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